



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Wagner, et al.

Group Art Unit: 1774

Application No.: 10/080,147

Examiner: Bruce H. Hess

Filed: 02/19/2002

Title: INTERMEDIATE TRANSFER  
RECORDING MEDIUM

Attorney Docket No 321.045/US

Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

PETITION TO REVIVE UNDER 37 CFR § 1.137(b)

Dear Sir:

Applicant petitions as follows:

1. A reply to the outstanding Office Action dated September 16, 2003 is enclosed herewith.
2. The Petition fee of \$685.00 as set forth in 37 CFR § 1.17(m) is enclosed.
3. The entire delay in filing the required reply from the due date for the reply until the filing of this Petition pursuant to this paragraph was unintentional, as set forth in the following particulars:
  - a. The undersigned's law firm moved its office in August of 2002.
  - b. For reasons that are not fully understood, no change of address was entered

11/17/2004 JADD01 00000051 10080147

01 FC:2453

685.00 0P

**Serial No:** 10/080,147  
**Title:** **INTERMEDIATE TRANSFER**  
**RECORDING MEDIUM**

**Examiner:** Hess  
**Art Unit:** 1774

into the file of this case with the United States Patent and Trademark Office.

- c. The first Office Action in this case was not mailed until September 16, 2003, which was approximately 19 months from the filing date of the Application, and more than one year after the undersigned firm moved its office.
- d. The U. S. Postal Service does not forward mail for more than one year, and the forwarding time to the undersigned's new office had expired prior to the mailing date of the Office Action.
- e. Upon information and belief, the U. S. Postal Service returned the Office Action dated September 16, 2003 to the U. S. Patent and Trademark Office.
- f. A Notice of Abandonment was mailed July 2, 2004, to the undersigned's firm's old address
- g. The undersigned subsequently received a Notice of Abandonment, and enters this Petition to Revive.

**Serial No:** 10/080,147  
**Title:** INTERMEDIATE TRANSFER  
RECORDING MEDIUM

**Examiner:** Hess  
**Art Unit:** 1774

Applicant prays that the Application be revived and that prosecution of the Application continue.

Respectfully submitted,



B. Craig Killough  
Attorney for Applicant  
Registration Number 30,398  
P.O. Drawer H  
Charleston, SC 29402  
(843) 577-7700

Dated: November 11, 2004



Serial No: 10/080,147  
Title: INTERMEDIATE TRANSFER  
RECORDING MEDIUM

Examiner: Hess  
Art Unit: 1774

**CERTIFICATE OF MAILING**

I hereby certify that this Petition to Revive, and check in the amount of \$685.00 is being deposited with the United States Postal Service, with sufficient postage attached thereto, in an envelope addressed to: Mail Stop Petition, Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 11<sup>th</sup> day of November, 2004.

Stephanie Ellis  
Stephanie Ellis  
Assistant to B. CRAIG KILLOUGH  
Attorney for Applicant  
P.O. Drawer H  
Charleston, SC 29402  
(843) 577-7700